IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE
CRIMINAL APPLICATION NO. 1781 OF 2004
IN
CRIMINAL APPEAL NO.15 OF 2004

Sunil Motiram Katre.
....Applicant.
Vs.
The State of Maharashtra.
....Respondent.

Mr. Ganesh Gole and Gajendra Jadhav for the Applicant.
A.P.P. Ms. V.R. Bhosale for the Respondent.

CORAM: S.S.PARKAR &
R.S.MOHITE, JJ.

DATED: 9TH AUGUST,2004

P.C.

1. Heard.

2. This application is filed for bail by the original accused No.4 who is one of the two accused persons who were convicted for the offence under section 302 of the Indian Penal Code. The main witness had identified the co-accused i.e. accused No.2 who was seen running away immediately after the deceased was shot from gun. The said witness i.e. P.W.No.1 has also deposed that on the day of the incident, before the shooting of deceased took place, this applicant i.e. accused no.4 had twice made enquiries with the witness whether

deceased had arrived in the office or not.

3. This applicant has been convicted for offence under section 302 read with Section 120-B of the Indian Penal Code. The other witness has deposed about the conspiracy and this applicant was party to the conspiracy to kill the deceased. This applicant also had motive in the sense that he was also suspended by the deceased.

4. In the circumstances, the bail application is rejected.

(S.S.PARKAR, J.)

(R.S. MOHITE, J.)